

IAS – Indian Administrative Service (Appointment by Selection) Regulations 1997 – Declaration of equivalence of posts for the purpose of consideration for appointment to IAS – Revised Notification - Issued.

G.O.Ms.No.524,

Dated 27.8.2011.

1. Govt. of India, Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training, New Delhi Notification No.F.14015/53/96-AIS.I, Dated:31.12.1997.
2. G.O.Rt.No.501, Genl.Admn. (Spl.B) Deptt., Dt.10.02.1998
3. G.O.Ms.No.259, Genl.Admn.(Spl.A) Deptt.,Dt.08.06.2006.
4. G.O.Ms.No.807, G.A. (Spl.A) Deptt., Dt.23.12.2006 read with G.O.Ms.No.63, G.A. (Spl.A) Deptt., Dt.08.02.2007.
5. G.O.Ms.No.634, Genl. Admn. (Spl.A) Deptt., Dt.24.08.2007.

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The Indian Administrative Service (Recruitment) Rules, 1954 and the Indian Administrative Service (Appointment by Selection) Regulations, 1997 framed by the Government of India provide for appointment of Non-State Civil Service Officers but serving in connection with the affairs of the State (i) who is of outstanding merit and ability; (ii) holds a Gazetted post in a substantive capacity and (iii) has completed not less than 8 years of continuous service under the State Government on the first day of January of the year in which his case is being considered in any post which has been declared equivalent to the post of Deputy Collector in the State Civil Service and propose the person for consideration of the Committee. The State Government have issued orders republishing the Notification of the Government of India *ibid* vide G.O.2nd read above. However, in regard to fixation of seniority of certain officers who were appointed to I.A.S. from Non-SCS quota, the Government of India, Department of Personnel and Training were often requesting the State Government to produce a copy of the notification, declaring the posts that are equivalent in duties and responsibilities to that of Deputy Collector of State Civil Service. Keeping in view of the above, the State Government have constituted a Committee of Senior Officers to go into the matter and to recommend the Government to declare the posts or Departments from which the officers are to be considered for the purpose of selection to the Indian Administrative Service, in pursuance of the IAS (Appointment by Selection) Regulations, 1997.

2. The Committee, have examined the matter in detail and recommended that, since the Special Grade Deputy Collectors of State Civil Service who are in the scale of Rs.14,305-25,965 are considered for promotion to IAS from the State Civil Service Quota, the Non-SCS Officers who are in the scale of Rs.14,305-25,965/- and above shall be made eligible for consideration for appointment to IAS by selection. Accordingly, orders were issued in the G.O. 3rd read above, declaring the posts mentioned in the annexure to the order ibid as equivalent to the post of Deputy Collector of State Civil Service for the limited purpose of consideration of the cases of Non-SCS Officers for appointment to I.A.S.

3. In the G.O. 4th read above after taking into consideration of certain representations, Govt. have further examined the matter and issued orders declaring the posts of Non-SCS Officers, which cover under Group.I and carry the scale of Rs.10,845-22,955 and above (Revised Scales of 2005) as equivalent to that of Deputy Collector of State Civil Service for the limited purpose specified in the said Regulations for the purpose of consideration of the cases of Non-SCS Officers for appointment to IAS.

4. In the G.O. 5th read above, Government further examined the matter and issued revised notification declaring **all the posts** which carry the scale of pay of Rs.10,845-22,955 and above (revised scales of 2005) in all the Departments under the Government of Andhra Pradesh, barring three services viz (1) State Police Service (2) State Forest Service and (3) Judicial Service, are equivalent to the post of Deputy Collector in the State Civil Service, for the limited purpose specified in Regulation *ibid*. Further declared that officers who have completed 8 years of continuous service in the said scale as on 1st January of the year for which Selection is made and are substantive in the above scale of pay as stipulated in the IAS (Appointment by Selection) Regulations, 1997 are eligible for consideration.

5. The G.O 5th read above have been challenged by certain officers of Cooperation Department in the Central Administrative Tribunal by filing O.A.No. 584/2010, O.A. No. 589/2010 and O.A.750/2010. The Central Administrative Tribunal in its interim orders dated 27-07-2010 in M.A.No.334/2010 in O.A.No.589/2010, O.A. No.584/10 and O.A. No.750/10, dated 19.07.2010 directed the State Government to consider the aggrieved officers for the purpose of short listing the officers while sending the proposals to Union Public Service Commission. Aggrieved on the orders of the Central Administrative Tribunal, the State Government has challenged the decision of the Central Administrative Tribunal in the High Court of Andhra Pradesh by filing Writ Petition Nos. 23430, 23445 and 23452 of 2010 . The High Court while dismissing the writ petition by its order dated 23.11.2010 remitted the case to Central Administrative Tribunal for adjudication. The High Court in its judgment while referring to decision of the Supreme Court reported in 2000(1)SCC 644 observed that the State Government need to consider certain guidelines while determining equivalence of posts for the purpose of selection into IAS. Keeping in view the observations of the High Court of AP, the views of different departments were called for as to the criteria to be followed for making the posts equivalent to that of Deputy Collector.

6. After taking into consideration of the reasons indicated by the Heads of Departments on making equivalence to the post of Deputy Collector for selection into IAS and also keeping in view of the observations of High Court in its order, dt. 23.11.2010 in W.P.Nos.23430, 23445 and 23452 of 2010 filed by the State Government; it has been decided to consider the posts as equivalent to that of Deputy Collector for the purpose of selection to I.A.S as follows:-

“All the posts covered under the Group-I Service be made equivalent when the officers working in such posts complete 8 years continuous service after reaching basic pay of Dy. Collector and above. This is done keeping in view the duties and responsibilities of the various posts covered under Group-I. In respect of other posts which were not covered under Group-I, officers who are in the scale of pay of Deputy Collector and above with 8 years continuous service in that scale of pay be considered for the purpose of equivalence”. This is done keeping in view the fact that they will deal with administrative matters etc., after reaching the higher level viz., Deputy Director level posts.

7. The following notification will be published in the extra ordinary Gazettee of Andhra Pradesh:

NOTIFICATION

In exercise of the powers conferred under sub-regulation (iii) of Regulation 4 (1) of the Indian Administrative Service (Appointment by Selection) Regulations, 1997, and in supersession of the orders issued in G.O.Ms.No.634, General Administration (Special.A) Department, Dated:24.08.2007, Government hereby declare that all the posts covered under the Group-I Service be made equivalent when the officers working in such posts complete 8 years continuous service after reaching basic pay of Deputy Collector and above. In respect of other

posts which are not covered under Group-I Service, the officers who are in the scale of pay of Deputy Collector and above with 8 years continuous service in that scale of pay be considered for the purpose of equivalence. Provided that the following categories shall not be consideration for the above purpose:

1. State Police Service Officers;
2. State Forest Service Officers; and
3. Judicial Service Officers.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.V. PRASAD
CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner, Printing Stationery, Andhra Pradesh, Hyderabad
with a request to publish the notification in the extra ordinary gazette
and send five copies of the Gazette Notification.

The Principal Secretary to Government, Revenue Department.

All Departments in Secretariat.

All Heads of Departments.

All Collectors and District Magistrates in the State

The Chief Commissioner of Land Administration, A.P., Hyderabad.

Copy to:

The Secretary to Governor, Raj Bhavan, Hyderabad.

The Secretary to Government of India, Ministry of Personnel, PG &
Pensions, Dept., of Personnel & Training, New Delhi.

The Director General, Dr. MCR HRD Institute of A.P., Hyderabad.

The Pay and Accounts Officer, Hyderabad

The Accountant General (A&E), Andhra Pradesh, Hyderabad

The Special Chief Secretary to Chief Minister/Secretary to CM/Spl.Secy/Addl.
Secretary to CM.

The Private Secretaries to all Ministers.

The P.S. to Chief Secretary/Prl. Secretary (Poll.)/Addl. Secretary(AIS)

Sf..Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER(SC)